THE HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION No.23728 of 2006

Dated: 27.09.2007

Between:

K.Venkateswara Rao .. Petitioner

And

The Revenue Divisional Officer,
Kavali, Nellore District
and another.

.. Respondents

THE HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION No.23728 of 2006

ORDER;

Heard the counsel.

2. The writ petition is filed for a writ of Mandamus declaring the action of the 2nd respondent in not supplying the essential commodities to the petitioner F.P.Shop of Veguru Village, Kovur Mandal, Nellore District as illegal, arbitrary, without any authority of law or jurisdiction, unjust and violative of Articles 14, 19(1) (g) and 21 of the Constitution of India, and consequently, direct the respondents to release the essential commodities to the petitioner F.P.Shop as long as his authorization is subsisting and to pass such other order or orders as this Court may deem fit and proper in the circumstances of the case.

3. This Court issued *Rule nisi* on 14.11.2006 and made the following interim order in WPMP.No.30256 of 2006:-

> "There shall be interim direction to the respondents to supply the essential commodities to the fair price shop of Veguru village, Kovvur Mandal, Nellore District, subject to the condition that the authorization of the petitioner is neither suspended nor cancelled as on today. This, however, will not preclude the authorities from taking any action as required under law."

4. Several facts had been narrated in the affidavit filed in support of the writ petition. WVMP.No. 1834 of 2007 is filed to vacate the interim orders.

5. It is brought to the notice of this Court that as on the date of making of the interim order, the authorization was neither suspended nor cancelled as on the said date. It is also brought to the notice of this Court that till today, the authorization of the petitioner is neither suspended nor cancelled.

6. In the light of the facts and circumstances and also the interim directions specified supra, no further orders are required to be passed in this writ petition.

7. The writ petition is disposed of in the light of the aforesaid interim directions. No order as to costs.

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(P.S.NARAYANA,J)

Dt.27.09.2007

v v